

MEETINGS TO DATE 7  
NO. OF REGULARS 6  
NO. OF SPECIALS 1

LANCASTER, NEW YORK  
MARCH 15, 1982

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 15th day of March, 1982, at 8:00 P.M. and there were:

PRESENT: STANLEY JAY KEYSA, SUPERVISOR  
RONALD A. CZAPLA, COUNCILMAN  
ROBERT H. GIZA, COUNCILMAN  
LEONARD E. GRZYBOWSKI, COUNCILMAN  
DONALD E. KWAK, COUNCILMAN

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK  
DOMINIC J. TERRANOVA, TOWN ATTORNEY  
RICHARD J. SHERWOOD, DEPUTY TOWN ATTORNEY  
VIRGIL J. PAUL, HIGHWAY SUPERINTENDENT  
THOMAS E. FOWLER, CHIEF OF POLICE  
ROBERT L. LANEY, BUILDING INSPECTOR

BID OPENING SCHEDULED FOR 8:00 P.M.:

At 8:00 P.M. the Town Board considered sealed proposals for meeting the requirements of the Town of Lancaster's Tree Planting Program and for the supplying of such trees.

ON MOTION BY COUNCILMAN GIZA, AND SECONDED BY COUNCILMAN CZAPLA AND CARRIED, by unanimous voice vote, the time for receiving the aforesaid proposals was closed at 8:00 P.M.

Affidavits of Publication and Posting of a Notice to Bidders were presented and ordered placed on file.

BID OPENING SCHEDULED FOR 8:00 P.M. CONT'D.:

Proposals were received from the following bidders:

<u>BIDDER</u>	<u>BID</u>
Schichtel's Nursery 6745 Chestnut Ridge Road Orchard Park, New York 14127	Various Quotes
Kelly Bros. Nurseries, Inc. Dansville, New York 14437	Various Quotes
Hamburg Construction 90 Garfield Avenue Hamburg, New York 14075	Various Quotes

ON MOTION BY COUNCILMAN GIZA, AND SECONDED BY COUNCILMAN CZAPLA AND CARRIED, by unanimous voice vote, the aforesaid proposals were ordered turned over to the Tree Committee and the Highway Superintendent for examination tabulation, and recommendation.

Later in the meeting the Highway Superintendent and the Chairman of the Tree Planting Committee recommended a split award to Schichtel Nursery and Hamburg Construction, the lowest bidders.

PUBLIC HEARING SCHEDULED FOR 8:15 P.M.:

At 8:15 P.M. the Town Board held a Public Hearing to hear all interested persons upon the proposed enactment of Local Law No. 1 of the Year 1982, also known as Chapter 27 of the Code of the Town of Lancaster, entitled "Publication of Ordinances by Summary."

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

Proponents

None

Opponents

None

ON MOTION BY COUNCILMAN GRZYBOWSKI, AND SECONDED BY COUNCILMAN KWAK AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:20 P.M.

PUBLIC HEARING SCHEDULED FOR 8:15 P.M.:

At 8:15 o'clock P.M. (Prevailing Time) the Town Clerk stated that a public hearing had been called for this meeting at the Town Hall, in said Town at 8:15 o'clock P.M. (Prevailing Time) to consider an increase and improvement of facilities of Sewer District No. 2 and all extensions in the Town of Lancaster, and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law. The Town Clerk presented, in full, the notice calling said public hearing and presented affidavits showing that certified copies of said notice had been duly published and posted pursuant to the provisions of Article 12 of the Town Law.

The Supervisor stated that the hearing in the said matter was now open and asked if there were any interested persons present who desired to be heard. The following persons appeared in favor of the increase and improvement of facilities of said Sewer District No. 2 and all extensions:

None

The following persons appeared in opposition to said increase and improvement of facilities:

Donald Symer, 610 Columbia Avenue, Lancaster, New York 14086

Edmund Gores, 380 Central Avenue, Lancaster, New York 14086

Jim Jeziorski, 269 Broezel Avenue, Lancaster, New York 14086

The Town Clerk reported that the following pertinent communications had been received:

None

The Town Board after some discussion, determined that it would benefit the public interest to hold further Public Hearings on this matter to afford for additional information to be furnished and presented concerning this project.

Councilman Czaplá requested a suspension of the necessary rule for immediate consideration of the following resolution:

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK, TO WIT:

A Regular Meeting of the Town Board of the Town of Lancaster, in the County of Erie, New York, was held at the Town Hall, in said Town, on the 15th day of March, 1982.

PRESENT:

HON. Stanley Jay Keysa,	Supervisor
Ronald A. Czaplá	Councilman
Robert H. Giza	Councilman
Leonard E. Grzybowski	Councilman
Donald E. Kwak	Councilman

In the Matter  
of the

Increase and Improvement of Facilities of  
Sewer District No. 2 and all extensions,  
in the Town, in the County of Erie, New  
York, pursuant to Section 202-b of the  
Town Law.

ORDER CALLING FURTHER PUBLIC  
HEARING TO BE HELD ON  
APRIL 5, 1982

WHEREAS, the Town Board of the Town of Lancaster (herein called "Town Board" and "Town", respectively), in the County of Erie, State of New York on behalf of the Sewer District No. 2 and all extensions, in the Town (herein called "District"), has requested Krehbiel-Guay-Rugg-Hall, Engineers duly licensed by the State of New York (herein called "Engineers"), to prepare a preliminary map, plan and report for the increase and improvements of facilities of the District, consisting of the reconstruction, in part, of sanitary sewer lines, the construction of additional lines, and the construction of a pumping station and including land or rights in land, original furnishings, equipment, machinery and apparatus required therefor, and pursuant to the direction of the Town, the Engineers have completed and filed with the Town Board such preliminary map, plan and report for said increase and improvements of facilities of the District and have estimated the total cost thereof to be \$1,717,500, and

WHEREAS, the Town Board has held a Public Hearing on March 15, 1982, to discuss the above proposed project, and

WHEREAS, due to the public interest and need for additional information, the Town Board deems it advisable to hold a Further Public Hearing on this subject; now, therefore, be it

ORDERED, that a further meeting of the Town Board of the Town be held at the Town Hall, 21 Central Avenue, in the Town, on the 5th day of April, 1982, at 9:00 o'clock P.M. (Prevailing Time), to consider said increase and improvement of facilities of the District and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and



BE IT FURTHER


ORDERED, that the Town Clerk publish at least once in the "Lancaster Enterprise & Journal", a newspaper published in Lancaster, New York, and hereby designated as the official newspaper of the Town for such publication, and posted on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, and to be posted at five (5) public places within the District, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten (10) nor more than twenty (20) days before the date of such public hearing.


DATED: MARCH 15, 1982

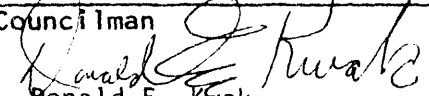
TOWN BOARD OF THE TOWN OF LANCASTER

s/s

  
Stanley Jay Keysa  
Supervisor  
  
Ronald A. Czapla  
Councilman

  
Robert H. Giza  
Councilman

  
Leonard E. Grzybowski  
Councilman

  
Donald E. Kwak  
Councilman

Members of the Town Board of the Town  
of Lancaster, New York

(S E A L)

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

The resolution was thereupon unanimously adopted.

March 15, 1982

OFFICIAL REPORTS:

None

COMMITTEE REPORTS:

Councilman Giza reported that sections of the sidewalk at both the Depew Branch and the Main Branch of the Lancaster Library are in need of repair.

Councilman Kwak, for the Recreation Committee, reported that before any remedial work is done on the water lines at the Keysa Park wading pool and ball diamond area, the water will be turned on and monitored for a three week period to see just how much water is actually being lost through leakage.

PRESENTATION OF PREFILED RESOLUTIONS:

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

RESOLVED, that the minutes of the meeting of the Town Board of the  
Town of Lancaster, held March 1, 1982, as presented by the Town Clerk, be and  
hereby are approved.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN	CZAPLA	VOTED YES
COUNCILMAN	GIZA	VOTED YES
COUNCILMAN	GRZYBOWSKI	VOTED YES
COUNCILMAN	KWAK	VOTED YES
SUPERVISOR	KEYSA	VOTED YES

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The resolution was thereupon unanimously adopted.

March 15, 1982

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GRZYBOWSKI , TO WIT:

WHEREAS, WILLIAM HOLCOMB and the Town Attorney's Office have  
negotiated a two-year agreement with the Lancaster Highway Civil Service  
Employees Association, and

WHEREAS, the said Agreement has been reviewed by the Town Board and  
found acceptable,

NOW, THEREFORE, BE IT

RESOLVED, that the Agreement by and between the Town of Lancaster  
and the Lancaster Highway Civil Service Employees Association, for the period  
of January 1, 1982 to December 31, 1983, be and hereby is accepted by the Town  
Board of the Town of Lancaster and that the Supervisor is authorized and  
directed to execute said Agreement on behalf of the Town of Lancaster and that  
all parties concerned be extended the thanks of the Town Board for the spirit  
in which this Agreement was consummated.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

The resolution was thereupon unanimously adopted.

March 15, 1982



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

WHEREAS, it is essential for the orderly operation of Town Government  
in the absence of the Supervisor, that a Deputy Supervisor be appointed to  
serve at the pleasure of the Supervisor,

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to §42 of the Town Law of the State of New  
York, the Town Board of the Town of Lancaster hereby establishes the office  
of Deputy Supervisor to serve at the pleasure of the Supervisor during the  
absence or inability to act, of the Supervisor, or while the office of  
Supervisor is vacant, and

BE IT FURTHER

RESOLVED, that the office of Deputy Supervisor shall bear no  
additional compensation.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

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The resolution was thereupon unanimously adopted.

March 15, 1982

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GRZYBOWSKI , TO WIT:

WHEREAS, Section 306(B) of the Vehicle & Traffic Law of the State of New York provides that a vehicle parked on a public highway without a valid certificate of inspection shall constitute a parking violation, and

WHEREAS, Section 402(6) of the Vehicle & Traffic Law provides that a vehicle parked on a public highway without the appropriate number license places shall constitute a parking violation, and

WHEREAS, Article 32, Section 1200 provides that stopping, standing and parking, as regulated in Section 1200-1203(d)(2) on highways within a municipality may be regulated or prohibited by an ordinance adopted by said municipality, and

WHEREAS, the fines imposed for violations of such an ordinance would be retained by the justice court assessing same, and

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest to retain such assessed fines within the Justice Court Account, and to amend the Town Code of the Town of Lancaster by the repeal of Section 46-10 of Chapter 46, Vehicle and Traffic and the enactment and adoption in place thereof of the following section:

"§46-10. Application of Article.

The provisions of §1200-1203(d)(2), 306(B) and 402(6) of the Vehicle & Traffic Law of the State of New York shall be the effective sections for purposes of this ordinance in defining and determining a parking, standing or stopping violation."

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Section 130 of the Town Law of the State of New York, a public hearing on the proposed amendment to the Vehicle & Traffic Ordinance of the Town of Lancaster, County of Erie, State of New York, designated Chapter 46 of the Code of the Town of Lancaster, will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 5th day of April, 1982, at 8:00 o'clock P.M., Local Time, and that Notice of the time and place of such

hearing be published on or before the 18th day of March, 1982, in the Lancaster Enterprise, the official newspaper, being a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~dux~~

The resolution was thereupon unanimously adopted.

March 15, 1982

LEGAL NOTICE  
PUBLIC HEARING  
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 15th day of March, 1982, the said Town Board will hold a Public Hearing on the 5th day of April, 1982, at 8:00 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York to hear all persons upon the proposed repeal of Section 46-10 of the Vehicle and Traffic Ordinance of the Town of Lancaster, New York, designated Chapter 46 of the Code of the Town of Lancaster, and enactment and adoption in place thereof of the following section:

"§46-10. Application of Article.

The provisions of §1200-1203(d)(2), 306-B and 402(6) of the Vehicle & Traffic Law of the State of New York shall be the effective sections for purposes of this ordinance in defining and determining a parking, standing or stopping violation."

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE  
TOWN OF LANCASTER

BY: ROBERT P. THILL  
Town Clerk

March 15, 1982

THE FOLLOWING RESOLUTION WAS OFFERED  
 BY COUNCILMAN CZAPLA , WHO MOVED  
 ITS ADOPTION, SECONDED BY COUNCILMAN  
 KWAK , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has duly advertised for bids for furnishing to the Town of Lancaster the necessary trees for the 1982 Tree Planting Program in accordance with specifications on file with the Town Clerk of the Town of Lancaster, and

WHEREAS, said bids were duly opened on March 15, 1982, and

WHEREAS, Schichtel's Nursery, 6745 Chestnut Ridge Road, Orchard Park, New York 14127 and Hamburg Construction, 90 Garfield Avenue, Hamburg, New York 14075 have submitted the following bids for furnishing the Town of Lancaster the necessary trees for the 1982 Tree Planting Program:

<u>Spec. Item</u>	<u>Bidder</u>	<u>Species</u>	<u>Price Per Tree</u>
1	Schichtel's Nursery	Hedge Maple	\$23.30
2	Hamburg Construction	Columnar Norway Maple	\$19.95
3	Schichtel's Nursery	Crimson King Maple	\$21.20
4	Schichtel's Nursery	Emerald Queen Maple	\$19.30
5	Schichtel's Nursery	Schwedler Maple	\$21.20
6	Schichtel's Nursery	Red Sunset Maple	\$23.30
7	Schichtel's Nursery	Cumulus Serviceberry	\$23.30
8	Schichtel's Nursery	Pyramidal European Hornbeam	\$23.30
9	Hamburg Construction	Shademaster Locus	\$19.95
10	Hamburg Construction	Skyline Locust	\$19.95
11	Schichtel's Nursery	Radiant Crabapple	\$19.30
12	Schichtel's Nursery	Bradford Callery Pear	\$23.30
13	Schichtel's Nursery	Redspire Flowering Pear	\$23.30
14	Schichtel's Nursery	Red Oak	\$23.30
15	Schichtel's Nursery	Japanese Tree Lilac	\$23.30
16	Hamburg Construction	Glenleven Linden	\$19.95
17	Hamburg Construction	Greenspire Linden	\$19.95

NOW, THEREFORE, BE IT

RESOLVED, that the low bids of Schichtel's Nursery, 6745 Chestnut Ridge Road, Orchard Park, New York 14127 and Hamburg Construction, 90 Garfield Avenue, Hamburg, New York 14075, as set forth above, said bids being the lowest responsible bids in conformance with the specifications relating thereto, be and are hereby accepted, and

BE IT FURTHER

RESOLVED, that the Highway Superintendent of the Town of Lancaster be and is hereby authorized to place orders with Schichtel's Nursery, 6745 Chestnut Ridge Road, Orchard Park, New York 14127 and Hamburg Construction, 90 Garfield Avenue, Hamburg, New York 14075 for those trees which the Town of Lancaster needs for its 1982 Tree Planting Program.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~and~~

The resolution was thereupon unanimously adopted.

March 15, 1982

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GRZYBOWSKI TO WIT:

WHEREAS, the Chairman of the Buildings Committee, the Foreman of the Buildings Section, and the Supervisor, by letter dated March 9, 1982, have recommended the appointment of Walter M. Ciszewski to the position of Laborer in the service of the Buildings Section of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that WALTER M. CISZEWSKI, 59 Cotton Street, Lancaster, New York, be and is hereby appointed to the position of Laborer in the service of the Buildings Section of the Town of Lancaster, effective March 16, 1982, at the rate of \$7.26 per hour.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~dmxx~~

The resolution was thereupon unanimously adopted.

March 15, 1982

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GRZYBOWSKI , TO WIT:

WHEREAS, DONALD ABE has performed substantial services as Caretaker  
of the Town Hall Clock since January 1, 1982,

NOW, THEREFORE, BE IT

RESOLVED, that DONALD ABE be and hereby is appointed Caretaker of  
the Town Hall Clock, effective January 1, 1982, to be paid a total sum of  
Two Hundred Dollars (\$200.00), from budget line item No. 1620.1 under  
"Buildings", in the 1982 General Fund Budget, to be disbursed on a semi-annual  
basis.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~duxx~~  
The resolution was thereupon unanimously adopted.

March 15, 1982



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GRZYBOWSKI , TO WIT:

WHEREAS, proposed Local Law No. 1 of the Year 1982, entitled,  
"Publication of Ordinances by Summary", was introduced to the Town Board  
of the Town of Lancaster on March 1, 1982, by Councilman Kwak, and

WHEREAS, a Public Hearing was duly called and held on March 15,  
1982,

NOW, THEREFORE, BE IT

ENACTED , by the Town Board of the Town of Lancaster, as follows:

LOCAL LAWS

CHAPTER 27

PUBLICATION OF ORDINANCES BY SUMMARY

LOCAL LAW NO. 1

1982

A LOCAL LAW TO PROVIDE FOR THE PUBLICATION OF ORDINANCES BY SUMMARY.

- §27.1 Legislative Intent
- §27.2 Publication by Summary
- §27.3 Town Law Superseded
- §27.4 When Effective.

Be it enacted by the Town Board of the Town of Lancaster, as follows:

§27.1 Legislative Intent.

This Local Law is enacted to provide for the publication of newly enacted town ordinances by summary to effectuate cost savings in the publication of said ordinances.

§27.2 Publication by Summary.

Every ordinance and every amendment or supplement to an ordinance hereafter adopted or approved by the Town Board of the Town of Lancaster which is or may be required to be published in one or more newspapers in order to make such ordinance, amendment or supplement effectual shall not be so published in full, but it shall be sufficient to publish in such newspaper or newspapers a notice setting forth the title thereof, a brief description of the provisions thereof and a statement that the full text thereof is on file and may be inspected in the office of the Town Clerk.

§27.3 Town Law Superseded.

This Local Law shall supersede in their application to the Town of Lancaster, the provisions of §§ 133, 264 and 265 of the Town Law relating to publication only of an ordinance, amendment or a supplement to an ordinance adopted or approved by the Town Board.

§27.4 When Effective.

This Local Law shall be subject to referendum on petition pursuant to §24 of the Municipal Home Rule Law and shall take effect immediately upon filing in the office of the Secretary of State in accordance with §27 of such law.

and

BE IT FURTHER

RESOLVED, that the Town Clerk of the Town of Lancaster shall:

1. Immediately post a copy of Local Law No. 1 of the Year 1982, on the Town Bulletin Board;
2. Within ten (10) days, publish a certified copy of the Local Law or abstract thereof describing the same in general terms in the Lancaster Enterprise, hereby declared the official publication for this publication;
3. Maintain a file in the Town Clerk's Office on Local Law No. 1 of the Year 1982, with all proofs of publication and posting required for adoption;
4. If there is no referendum on petition filed within forty-five (45) days of the date of adoption hereof, the Town Clerk is hereby directed to file certified copies of this Local Law No. 1 of the Year 1982, as follows:
  - a) Town Clerk's Office
  - b) One Copy (1) with Office of State Comptroller
  - c) Four (4) copies with Office of Secretary of State

This resolution shall take effect immediately and be the only post publication and filing required for adoption of Local Law No. 1 of the Year 1982.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN GRZYBOWSKI	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

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The resolution was thereupon unanimously adopted.

March 15, 1982

LEGAL NOTICE

NOTICE OF ADOPTION  
OF

LOCAL LAW NO.1 OF THE YEAR 1982  
SUBJECT TO PERMISSIVE REFERENDUM

PLEASE TAKE NOTICE, that there has been adopted by the Town Board of the Town of Lancaster, Erie County, New York, on March 15, 1982, Local Law No. 1 of the Year 1982, also known as Chapter 27 of the Code of the Town of Lancaster, entitled "Publication of Ordinances by Summary", briefly described as follows:

"A Local Law providing for the publication by summary of amended or newly adopted Town ordinances, where the Town Board deems that it is in the public interest to eliminate costly publication expenses."

This Local Law is subject to referendum on petition pursuant to Section 24 of the Municipal Home Rule Law.

STATE OF NEW YORK:

COUNTY OF ERIE:

TOWN OF LANCASTER:

This is to certify that I, ROBERT P. THILL, Town Clerk and Registrar of Vital Statistics of the Town of Lancaster in said County of Erie, have compared the foregoing copy of Summary of Local Law No. 1 of the Year 1982, with the original thereof filed in my office at Lancaster, New York, on the 15th day of March, 1982, and that the same is a true and correct copy of said original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 15th day of March, 1982.

March 15, 1982

  
\_\_\_\_\_  
Town Clerk and Registrar of Vital  
Statistics

PREFILED RESOLUTION NO. 9

Giza/\_\_\_\_\_ Resolution and Order After Hearing - Sewer  
Rehabilitation

At the request of Councilman Giza, Prefiled Resolution No. 9 was  
withdrawn for further study and investigation.

PREFILED RESOLUTION NO. 10

Kwak/\_\_\_\_\_ Adopt Bond Resolution - Sewer Rehabilitation

At the request of Councilman Kwak, Prefiled Resolution No. 10 was  
withdrawn for further study and investigation.

PREFILED RESOLUTION NO. 11

Giza/\_\_\_\_\_ Authorize Publication of Bond Resolution -  
Sewer Rehabilitation

At the request of Councilman Giza, Prefiled Resolution No. 11 was  
withdrawn for further study and investigation.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GRZYBOWSKI , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby  
ordered paid from their respective accounts:

<u>ACCOUNT</u>	<u>ORDER NUMBER</u>	<u>TOTAL AMOUNT</u>
General Fund	No. 1585 to 1666 Incl.	\$83,988.43
Highway Fund	No. 944 to 965 Incl.	\$23,095.93
Special District Fund	No. 563 to 565 Incl.	\$13,173.55
Trust & Agency Fund	No. 511 to 554 Incl.	\$18,726.42
Federal Revenue Sharing Fund	No. 310 to 322 Incl.	\$ 2,842.09
Capital Fund	No. 596 to 596 Incl.	\$ 280.00

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~clerk~~  
The resolution was thereupon unanimously adopted.

March 15, 1982

THE FOLLOWING RESOLUTION WAS OFFERED  
 BY COUNCILMAN CZAPLA , WHO MOVED  
 ITS ADOPTION, SECONDED BY COUNCILMAN  
 GIZA TO WIT:

RESOLVED, that the following Building Permit Applications be and  
 are hereby approved and the issuance of Building Permits be and are hereby  
 authorized:

<u>NO.</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
117 (1981)	Jeffrey Tiburzi	54 Fox Hunt Rd.	ER. FENCE AN INGROUND POOL
16	Josela Enter.	15 Old Schoolhouse	ER. FR. BRK. VEN. SIN. DLWG, PVT. GARAGE
17	Thos. Krombach	362 Westwood RD.	DEM., ER. FR. PVT. GARAGE
18	Josela Enter.	71 Country Pl.	ER. FR. SIN. DLWG, PVT. GARAGE
19	Roy F. Muench	6 Foxhunt Rd.	ER. FIREPLACE
20	Thos. Thompson	5809 Broadway	REPAIR FR. RESTAURANT

The question of the adoption of the foregoing resolution was duly  
 put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~88xx~~

The resolution was thereupon unanimously adopted.

March 15, 1982

Councilman Czapla requested a suspension of the necessary rule for immediate consideration of the following resolution:

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK, TO WIT:

WHEREAS, the Lancaster Postmaster has determined that curbside delivery of the U.S. Mail will not be extended in Countryside Subdivision off Aurora Street in the Town of Lancaster, and has further indicated that the U. S. Postal Service will install cluster mailboxes at six or more separate locations throughout the subdivision, and

WHEREAS, a large number of residents of said subdivision are unduly inconvenienced, and expend wasteful time and energy in having to pick up their mail at the Lancaster Post Office, and

WHEREAS, the erection of cluster mailboxes at various points throughout the subdivision would usurp the power of the Town of Lancaster under its police powers to adequately plan for the public safety and welfare of its residents,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Town Board of the Town of Lancaster hereby requests the Lancaster Postmaster to authorize curbside delivery of U.S. Mail in Countryside Subdivision, inasmuch as more than fifty per cent (50%) of Phase I of said subdivision has been developed and such curbside delivery would be authorized under existing regulations.

2. That the Lancaster Postmaster be informed that the Town of Lancaster does not grant authority for the erection of cluster mailboxes in the public areas of Countryside Subdivision, as such cluster mailboxes will decrease property evaluations, increase the probability of automobile accidents due to the number of vehicles and pedestrians congregating in the cluster mailbox areas and will needlessly add to labor and energy costs of the Town of Lancaster by reason of the necessity to keep such areas clear of snow and ice during the winter months.



3. That a certified copy of this resolution be forwarded by the Town Clerk to the Lancaster Postmaster; Buffalo District Postmaster; and the U. S. Postal Service, Washington, D.C.

4. That a certified copy of this resolution be forwarded directly to Congressman Kemp, with an urgent request to take a personal interest in this matter directly with the postal authorities in view of the serious nature of this matter and in view of the many personal requests heretofore made to him by the residents affected.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

The resolution was thereupon unanimously adopted.

March 15, 1982

Councilman Kwak requested a suspension of the necessary rule for immediate consideration of the following resolution -  
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GRZYBOWSKI , TO WIT:

WHEREAS, a seminar sponsored by Assemblyman Richard L. Kennedy and Assemblyman John B. Sheffer II is scheduled to be held on March 28th through March 30th at the Turf Inn in Albany, New York, and

WHEREAS, Councilman Leonard Grzybowski and Highway Superintendent Virgil Paul have indicated an interest in attending this seminar,

NOW, THEREFORE, BE IT

RESOLVED, that LEONARD E. GRZYBOWSKI, Councilman of the Town of Lancaster, be and is hereby authorized to attend a seminar on Local Government to be held in Albany, New York from March 28th through March 30th, 1982, at a cost not to exceed \$150.00, and

BE IT FURTHER

RESOLVED, that VIRGIL J. PAUL, Highway Superintendent of the Town of Lancaster, be and is hereby also authorized to attend this same seminar at a cost not to exceed \$317.00.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~dmx~~

The resolution was thereupon unanimously adopted.

March 15, 1982

STATUS REPORT ON UNFINISHED BUSINESS:

1. Dumping Permit Application - Philip Antonicelli  
On March 10, 1982, the Planning Board recommended denial of this application.
2. Dumping Permit Application - Walt's Tree Service  
On April 16, 1981, the Planning Board recommended denial of this application. On April 20, 1981, the Town Board returned this application to the Planning Board for further review and recommendation.
3. Public Improvement Permit Authorization - Countryside Subdivision, Phase 1 (Josela)  
The Town Board on October 1, 1979, authorized issuance of P.I.P. No. 75 (street lighting) and P.I.P. No. 76 (sidewalks) which have not yet been accepted by the Town Board. There is no retention pond associated with this subdivision.
4. Public Improvement Permit Authorization - Country View East Subdivision, Phase 1 (Marrano)  
On January 21, 1980, the Town Board authorized issuance of P.I.P. No. 77 (sidewalks) and No. 78 (street lighting) which have not yet been accepted by the Town Board. The retention pond has not yet been accepted but completion is secured by a Letter of Credit expiring on November 1, 1982.
5. Public Improvement Permit Authorization - Heritage Hills Subdivision, Phase 1  
The Town Board authorized issuance of P.I.P. No. 60 (street lighting) and P.I.P. No. 70 (sidewalks) which have not yet been accepted by the Town Board. The Town Board is awaiting maintenance security for P.I.P. No. 65 (retention pond) prior to acceptance.
6. Public Improvement Permit Authorization - Woodview Estates Subdivision  
The Town Board authorized issuance of P.I.P. No. 57 (sidewalks) and No. 58 (street lighting) which have not yet been accepted by the Town Board. There is no retention pond associated with this subdivision.
7. Rezone Petition - Michael Passucci  
On December 21, 1981, this matter was presented to the Town Board and referred to the Planning Board for review and recommendation.
8. Street Lighting - New Subdivisions  
On June 15, 1981, this matter was referred to the Lighting Committee for review. On August 18, 1981, the Town Clerk wrote to the developers of Heritage Hills Subdivision, Country View East Subdivision, and Countryside Subdivision directing them to repair all damaged items.
9. Subdivision Approval - Lancaster Industrial Commerce Center  
On May 12, 1981, the N.Y.S. Dept. of Audit and Control acknowledged receipt of Water, Sanitary Sewer, and Drainage District applications.
10. Subdivision Approval - Plumb Bottom Estates  
On June 1, 1981, this matter was presented to the Town Board and referred to the Planning Board for review and recommendation.

STATUS REPORT ON UNFINISHED BUSINESS CONT'D.:

11. Traffic Study - Genesee Street and Ransom Road  
On July 13, 1981, the N.Y.S. Dept. of Transportation notified the Town Board that they will conduct this study as their caseload permits.
12. Traffic Study - Green Arrows at Central and Walden Avenues  
On March 20, 1981, the N.Y.S. Dept. of Transportation notified the Town Board that green arrows will be installed at this intersection.
13. Traffic Study - Speed Reduction on William Street  
On October 17, 1980, the N.Y.S. Dept. of Transportation recommended a 45 MPH speed zone on William Street from Transit Road east to Bowen Road.

PERSONS DESIRING TO ADDRESS TOWN BOARD:

Mr. and Mrs. David Pokigo, of Squirrel Run within the Countryside Subdivision of the Town of Lancaster, asked the Town Board if something could be done to prohibit the installation of cluster mailboxes in the public right-of-way throughout this subdivision.

After a lengthy discussion, the Town Board suspended the necessary rule and adopted a resolution hereinafter spread at length in these minutes, notifying the U.S. Postal Service that the Town of Lancaster will not allow the installation of cluster boxes on the public right-of-way within Countryside Subdivision.

COMMUNICATIONS:DISPOSITION

163. State Assemblyman Richard L. Kennedy and John B. Sheffer II to Town Clerk -  
Outline for Local Government Seminar to be held 3/28-30/82 at Albany.
164. Legislator L. William Paxon to Town Board -  
Transmittal of resolution adopted by the County Legislature in opposition to payroll tax on non-city residents.
165. Town Clerk to Supervisor -  
Monthly report for February 1982.
166. D.C.O. to Town Board -  
Monthly report for February 1982.
167. Councilman Giza to Town Board -  
Report of attendance at 1982 Association of Towns Conference.
168. Depew Fire Dept. to Police Chief -  
Commendation to dispatcher handling radio transmissions at time of fire on 2/18/82.
169. Town Clerk to Town Board -  
Resume of actions taken in regards to Town Board meeting held 3/1/82.
170. State Comptroller to Town Clerk -  
Transmittal of schedule of meetings regarding Financial Management System.
171. N.Y.S. Public Service Commission to Supervisor -  
Notice of special public hearing to be held 4/5/82 in regards to pending rate proposals of National Fuel Gas.
172. Ernest A. Holfoth to Supervisor -  
Transmittal of Governmental Insurance Disclosure Statement.
173. Sen. Alfonse D'Amato to Supervisor -  
Notification of opposition to any restrictions on IDB usage.
174. Youth Bureau to Supervisor -  
Transmittal of application and budget for new position of Social Worker/Counselor.
175. Town of Clarence Wastewater Management Committee to Supervisor -  
Notice of Public Information Meeting on wastewater study to be held 3/18/82 at Clarence Town Hall.
176. Millgrove Vol. Fire Co., Inc. to Town Clerk -  
Transmittal of 1982 Budget.
177. Supervisor, Chair., Buildings Committee, and Buildings Foreman to Town Board -  
Recommendation of Walter M. Ciszewski to position of laborer in Building Dept. effective 3/16/82.
178. Deputy Town Attorney to Supervisor -  
Report on Association of Towns meeting.
179. County Dept. of Finance to Town Clerk -  
Transmittal of statement of monies paid to cities, towns, and villages in County during 1981.

TOWN CLERK FOR  
SUSPENDED RESOLUTION

R & F

R & F

R & F

R & F

SHARON CHASSE FILE

R & F

R & F

R & F

R & F

R & F

HUMAN SERVICES  
COMMITTEE

R & F

R & F

R & F

R & F

R & F

COMMUNICATIONS CONT'D.:DISPOSITION

180. Aetna Insurance to Depew Public Library -  
Statement of no responsibility regarding  
quarry explosion at Lancaster Stone Products  
on 4/23/79.

TOWN ATTORNEY

181. Supervisor to Highway Supt. -  
Comments regarding signs in Countryside  
Subdivision.

R &amp; F

182. Town Engineers to Town Board -  
Cost estimates regarding improvement of  
water system at Keysa Park.

R &amp; F

183. Congressman Kemp to Supervisor -  
Comments regarding Industrial Revenue Bonds.

R &amp; F

184. Councilman Kwak to Town Board -  
Report of 1982 Association of Towns  
Conference.

R &amp; F

185. Planning Board to Town Board -  
Minutes from meeting held 3/3/82.

R &amp; F

186. Planning Board to Town Board -  
Minutes from joint meeting held 3/8/82  
regarding proposed zoning ordinance.

R &amp; F

187. Planning Board to Town Board -  
Recommendation of denial regarding Philip  
Antonicelli's dumping permit.

TABLED

188. Town Clerk to M/M Jeffrey Tiburzi -  
Transmittal of resolution granting  
variance petition.

R &amp; F

189. County Dept. of Public Works, Div. of Highways,  
to Supervisor -  
Notice of informational meeting to be held  
3/18/82 at ECC South regarding the CHIPS  
Program.

R &amp; F

190. Supervisor to Town Board -  
Recommendation that Councilman Czapla be  
appointed as Deputy Supervisor.

R &amp; F

191. Supervisor to Town Board -  
Notification of fund investments made during  
February 1982.

R &amp; F

192. Assessor to Town Board -  
Request creation of and appointment to  
position of Real Property Appraiser-  
Estimator in April 1982.

BUDGET COMMITTEE

The Supervisor requested a suspension of the necessary rule for  
immediate consideration of the following communications -  
SUSPENSION GRANTED.

193. J. Raymond Barnhardt to Town Board -  
Transmittal of drawing depicting Town Seal  
with recommendation of adoption of same.

TOWN CLERK FOR  
RESOLUTION - 4/5/82

194. Receiver of Taxes to Town Board -  
Report of 1982 Town and County Taxes  
collected as of 2/28/82.

R &amp; F

ADJOURNMENT:

ON MOTION OF COUNCILMAN CZAPLA, AND SECONDED BY THE ENTIRE TOWN  
BOARD AND CARRIED, the meeting was adjourned at 11:15 P.M. out of respect to:

ANNA IUDICE ✓

JOHN DOKTOR ✓

Signed Robert P. Thill  
Robert P. Thill, Town Clerk